



10/070038 #8  
Rec'd PCT/PTO 26 NOV 2002 C. Burk  
17 Jan 03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Bruessow et al.  
Appl. No.: 10/070,038  
Filed: February 26, 2002  
Title: PHAGE RESISTANT BACTERIA  
Art Unit: Unknown  
Examiner: Unknown  
Docket No.: 112843-042

Commissioner for Patents  
Washington, DC 20231

**RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE**

Sir:

On October 24, 2002, the Patent Office issued a Notification of a Defective Response in connection with the above-referenced application. In such Notification, it was stated that certain requirements set forth in the Notification of Missing Requirements dated May 15, 2002 had been found damaged.

Specifically, it was indicated that the computer-readable form had been found to be damaged and/or unreadable.

Accordingly, Applicant attaches herewith a Computer-Readable Form of the Sequence Listing, Sequence Listing, and the Sequence Listing Statement.

Applicant submits that no fees are due in connection with this application at this time. However, should the Patent Office determine that any other fees are due in connection with this application as a whole, the Office is authorized to deduct said fees from Deposit Account No. 02-1818. If such a withdrawal is made, please indicate the Attorney Docket No. (0112843-042) on the Account Statement.

Respectfully submitted,

BELL, BOYD & LLOYD LLC



Robert M. Barrett  
Reg. No. 30,142  
P.O. Box 1135  
Chicago, Illinois 60690-1135  
Phone: (312) 807-4204



Rec'd PCT/PTO 26 NOV 2002  
10/070038

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bruessow et al.  
Appl. No.: 10/070,038  
Filed: February 26, 2002  
Title: PHAGE RESISTANT BACTERIA  
Art Unit: Unknown  
Examiner: Unknown  
Docket No.: 112843-042

Commissioner for Patents  
Washington, DC 20231

SEQUENCE LISTING STATEMENT

Sir:

Enclosed herewith is a copy of the sequence listing for the above-identified patent application. Additionally, enclosed herewith is the computer readable form of the sequence listing. The sequence listing information recorded in computer readable form is identical to the paper sequence listing. No new matter is included in the sequence listing.

Respectfully submitted,

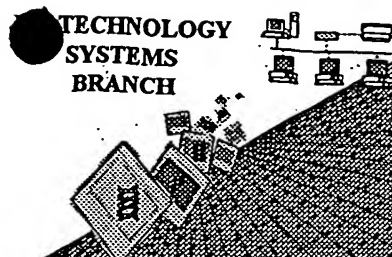
BELL, BOYD & LLOYD LLC

BY 

Robert M. Barrett  
Reg. No. 30,142  
P.O. Box 1135  
Chicago, Illinois 60690-1135  
Phone: (312) 807-4204



P4/10



## CRF Problem Report

The Scientific and Technical Information Center (STIC) experienced a problem when processing the following computer readable form (CRF):

Application Serial Number: 10/070,038  
Filing Date: 2/26/2002  
Date Processed by STIC: 8/14/2002

STIC Contact: Mark Spencer, 703-308-4212

### Nature of Problem:

The CRF (was):

- ☒ (circle one) Damaged or Unreadable (for Unreadable, see attached)  
☐ Blank (no files on CRF) (see attached)  
☐ Empty file (filename present, but no bytes in file) (see attached)  
☐ Virus-infected. Virus name: \_\_\_\_\_ The STIC will not process the CRF.  
☐ Not saved in ASCII text  
☐ Sequence Listing was embedded in the file. According to Sequence Rules, submitted file should only be the Sequence Listing.  
☐ Did not contain a Sequence Listing. (see attached sample)  
☐ Other: \_\_\_\_\_

**PLEASE USE THE CHECKER VERSION 3.1 PROGRAM TO REDUCE ERRORS.  
SEE BELOW FOR ADDRESS:**

<http://www.uspto.gov/web/offices/pac/checker>

Applicants submitting genetic sequence information electronically on diskette or CD-Rom should be aware that there is a possibility that the disk/CD-Rom may have been affected by treatment given to all incoming mail.

Please consider using alternate methods of submission for the disk/CD-Rom or replacement disk/CD-Rom.

Any reply including a sequence listing in electronic form should NOT be sent to the 20231 zip code address for the United States Patent and Trademark Office, and instead should be sent via the following to the indicated addresses:

1. EFS-Bio (<http://www.uspto.gov/ebc/efs/downloads/documents.htm>), EFS Submission User Manual - ePAVE)
2. U.S. Postal Service: U.S. Patent and Trademark Office, Box Sequence, P.O. Box 2327, Arlington, VA 22202
3. Hand Carry directly to:  
U.S. Patent and Trademark Office, Technology Center 1600, Reception Area, 7<sup>th</sup> Floor, Examiner Name, Sequence Information, Crystal Mall One, 1911 South Clark Street, Arlington, VA 22202  
Or  
U.S. Patent and Trademark Office, Box Sequence, Customer Window, Lobby, Room 1B03, Crystal Plaza Two, 2011 South Clark Place, Arlington, VA 22202
4. Federal Express, United Parcel Service, or other delivery service to: U.S. Patent and Trademark Office, Box Sequence, Room 1B03-Mailroom, Crystal Plaza Two, 2011 South Clark Place, Arlington, VA 22202

Revised 01/29/2002

10/090,038

C:\>A:



Not ready reading drive A  
Abort, Retry, Fail?F

Not ready reading drive A  
Abort, Retry, Fail?F  
Current drive is no longer valid>

← onscreen message when SHC PC  
tried to read submitted disk